

TOWN OF BEAUX ARTS VILLAGE

ORDINANCE NO. 233

AN ORDINANCE OF THE TOWN OF BEAUX ARTS VILLAGE, WASHINGTON, ESTABLISHING A PROCEDURE FOR PROTECTING WETLANDS.

Section 1. Purpose. The purpose of this ordinance is to protect wetlands in a manner consistent with and as required by the Growth Management Act of 1990. Beaux Art recognized the importance of protecting and preserving significant wetlands and wetland systems. It incorporates by reference the findings of WAC 365-190-800 (1).

Section 2. Definitions. For purposes of this ordinance, wetland shall mean those lands which meet the criteria for wetlands established in the King County Sensitive Area Ordinance.

Section 3. Procedure. Based on current information and survey of Beaux Arts, there are no wetlands in the 50 acres of its jurisdiction. However, if new data or other information demonstrates that it is likely, in the opinion of the Town Building official, that a wetland of 1000 square feet or larger exists, then no permit for any activity on that property that could possibly impact the potential wetland shall be issued without a special study. The study shall be done by an expert recognized by King County at the applicant's expense. The study shall define the perimeters of the wetland according to the 4 tier rating system as adopted by the Washington Department of Ecology. The study shall also indicate the impacts of the proposed activity and if it is a type permitted under the DOE model ordinance, a copy of the study shall be filed with the Town Clerk.

Any permit granted shall be in accord with the standards provided in Section 7 of the DOE Model ordinance after a notice and hearing not less than 15 days after the report has been filed with the Town Clerk.

Section 4. Relationship to the Shoreline Management Ordinance. All lands within the 200 feet of the ordinary high water mark shall continue to be governed by the Shoreline Management Ordinance (No. 100).

Section 5. State Environmental Policy Act. This ordinance does not have a probable significant adverse impact on the environment. An environmental impact statement is not required. This decision was made after review of a completed environmental checklist, which is on file with the Town Clerk, along with a Determination of Nonsignificance form.

Section 6. This ordinance shall take effect 5 days after its passage and legal posting.

PASSED by the Town Council of the Town of Beaux Arts Village, Washington, and signed in authentication of its passage on the 25th day of February, 1992.

Mayor

ATTEST:

Town Clerk